

McMANIMON & SCOTLAND, LLC
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Attorneys for Defendant, Borough of Ringwood
Our File No. 74589-001

RANDY GUTIERREZ, NATALYIA GUTIERREZ, an infant by RANDY GUTIERREZ, JAMES H. DEGROAT, SR., KANESHA DEGROAT, an infant by ROBERT ALLEN DEGROAT, ROBERT ALLEN DEGROAT, CAROLANN DEGROAT, DELIA DEGROAT, DENISE DEGROAT, JAMES DEGROAT, JR., RICHARD DEGROAT, SHEENA DEGROAT, SHELBY DEGROAT, an infant by DELLA DEGROAT, JAMES DEGROAT, SR., T.J. DEGROAT, JESSICA GUTIERREZ, IVELESSE LOZADA, MELISSA LOZADA, ZARIAH LOZADA, CHRISTOPHER PAGAN, an infant by EUGENIO PAGAN, EUGENIO PAGAN, JAYSON PAGAN, NICHOLAS PAGAN, an infant by EUGENIO PAGAN, YVONNE PAGAN, ELIZABETH E. VAN DUNK and KIMARA VAN DUNK, an infant by ELIZABETH E. VAN DUNK,

Plaintiffs,

v.

FORD INTERNATIONAL SERVICES, INC.; I.S.A. IN NEW JERSEY, INC.; J.I. KISLAK, CO.; ARROW METALS, INC.; ARROW GROUP INDUSTRIES, INC.; WOODWARD-CLYDE CONSULTANTS; URS CORPORATION; URS GROUP, INC.; URS GREINER WOODWARD-CLYDE, INC.; URS GREINER WOODWARD-CLYDE CONSULTANTS, INC.; URS GREINER WOODWARD-CLYDE INTERNATIONAL-AMERICAS, INC.; BOROUGH OF RINGWOOD and RINGWOOD SOLID WASTE MANAGEMENT AUTHORITY, ABC COs. NOS. 1-100; JOHN DOEs NOS. 1-100; XYZ COs NOS. 1-100; ROBERT ROEs NOS. 1-100, DEF COs. NOS. 1-100 and JOHN SMITHs NOS. 1-100 (fictitious names),

Defendants.

**SUPERIOR COURT BERGEN COUNTY
FILED**

JUN 12 2009


DEPUTY CLERK

SUPERIOR COURT OF NEW JERSEY
LAW DIVISION: BERGEN COUNTY

DOCKET NO. BER-L-9170-07

Case No. 277MT

Civil Action

(40)
8 Van Dunk Lane

ORDER

THIS MATTER having been opened to the Court by McManimon & Scotland, LLC, attorneys for Defendant Borough of Ringwood for an Order dismissing with prejudice the claims of Plaintiff DENISE DEGROAT pursuant to *Rules* 4:24-2(b)(3) and 4:23-5(a)(2) for failure to respond to Court-ordered discovery, on notice to Plaintiff, and the Court having read and considered the papers submitted in support of the motion, and there being no opposition thereto, and for good cause shown;

IT IS on this 12th day of June, 2009

ORDERED that Defendants' Motion is GRANTED, and the claims asserted in the amended complaint filed by DENISE DEGROAT be and hereby are dismissed with prejudice for failure to respond to Court-ordered discovery; and it is further

ORDERED that a copy of the within Order shall be served by regular mail and certified mail, return receipt requested, upon DENISE DEGROAT at 8 Van Dunk Lane, Ringwood, New Jersey 07456, and by regular mail upon counsel of record for all parties, within seven (7) days of receipt of the Order by movant's counsel.



HON. JONATHAN N. HARRIS, J.S.C